IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

MONDAY, THE 26TH MARCH 2007 / 5TH CHAITHRA 1929

Bail Appl..No. 1722 of 2007()

CMP.1151/2007 of MUN-MAGI COURT, PARAVOOR
CRIME NO.104/2005 OF PARAVUR POLICE STATION

.....

PETITIONER/ACCUSED

SHIBU, S/O. RAMANANDAN,
KRISHNAGIRI VIHAR, NEAR PANAYILKAVU,
KOONAYILCHERRI, PARAVUR VILLAGE, KOLLAM DISTRICT.

BY ADV. SRI.B.MOHANLAL

RESPONDENTS: COMPLAINANT

STATE OF KERALA, REPRESENTED BY
THE SUB INSPECTOR, PARAVUR, KOLLAM DISTRICT,
THROUGH THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR P.N. SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 26/03/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V.RAMKUMAR, J.

Bail Application No. 1722/2007

Dated this 26th day of March, 2007

O R D E R

The petitioner, who is the first accused in Crime No.104/2005 of Paravur Police Station for offences punishable under Sections 143, 147, 148, 308, 323, 324 and 427 IPC read with Section 149 IPC, seeks his enlargement on bail. The occurrence took place on 8.3.2005. Ever since then the petitioner was absconding. In execution of the warrants of arrest issued against the petitioner, he was arrested and produced before the Magistrate on 19.2.2007 and was remanded to judicial custody.

2. The learned counsel for the petitioner submitted that the petitioner was in search of an employment in Mumbai and that is the reason why he could not appear before the Magistrate. He also submitted that the petitioner is prepared to face the trial and will not flee from justice. In the light of the willingness of the petitioner to stand trial, I am inclined to direct the Magistrate to grant bail to the petitioner in case he files a fresh application for regular bail.

3. Accordingly if the petitioner files a fresh application for regular bail before the Munsiff Magistrate, Paravur, he shall be

released on bail on appropriate conditions, including one ensuring his availability for trial.

The application is disposed of as above.

V.RAMKUMAR,
JUDGE

mrcs